

# Notice of Allowability

Application No.

09/832,926

Examiner

Traci L. Casler

Applicant(s)

NIWA, YUSHI

Art Unit

3629

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 11/27/2007.
2. ☒ The allowed claim(s) is/are 1,3-7,18,20-27 and 29-38.
3. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☐ All b) ☐ Some\* c) ☐ None of the:
    1. ☐ Certified copies of the priority documents have been received.
    2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

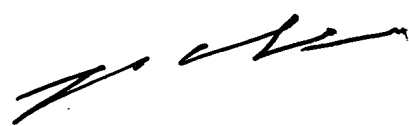
Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
  5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
    - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
      - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
    - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

## Attachment(s)

1. ☒ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO/SB/08), Paper No./Mail Date \_\_\_\_\_
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☐ Interview Summary (PTO-413), Paper No./Mail Date \_\_\_\_\_
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other \_\_\_\_\_



### **DETAILED ACTION**

This action is in response to papers filed on November 17, 2007.

Claims 1, 3-7, 18, 20-27, 29-35 and 37-38 are pending.

Claims 1, 3, 18, 20-23, 27 and 29-31 have been amended.

Claims 8, 10-17, 36 and 39-41 have been cancelled.

Claims 1, 3-7, 18, 20-27, 29-35 and 37-38 are allowed.

#### ***Allowable Subject Matter***

1. Claims 1,3-8, 10-18, 20-27 and 29-38 allowed.
2. The following is an examiner's statement of reasons for allowance:
3. Claims 1, 3, 18, 20, 27 and 29 teach a method for travel information distribution in which a schedule table is prepared containing destination as reference places for obtaining information. The position of the traveler is detected and storing the position. A tolerance table stores a tolerance for border positions with respect to the reference position. An area is calculated with respect to the reference positions and the destination, the area is compared to the position of the user with the wireless terminal to detect if the is within the border position. When the position is determined the appropriate data is distributed related to the position information. The wireless terminal specifies the presence or absence of use of the distributed data then determined between the traveler's position. The wireless terminal further notifies the distributor that travel is finished which triggers a renewal of the tolerances of the reference position. The wireless terminal specifies a presence or absence of use of distribution data , which

Art Unit: 3629

the notifies the data distributor that travel is finished. When travel is finished the data distributor renews the tolerances based on the finished travel.

4. As the prior art of record US Patent 5,948,040 Delorme et al; Travel Reservation Information and Planning system. Delorme teaches preparing travel information based on a users predicted dates, and locations. Delorme teaches distributing data to uses based on specific destinations requested. However, the prior art of record fails to teach using a presence and absence of use of information for determining that travel is finished. Delorme further fails to teach the tolerance position used to distribute data to the user based on the reference destination and the border positions of the reference destinations as a comparison for determining if information is to be distributed.

5. Prior art of record "Centerseat, Galileo International Agreement Revolutionizes Interactive Entertainment, Online Travel". Centercseat teaches an online travel experience directed towards getting users to purchase travel promotions based on geographic locations. Information is supplied to the user based on a request from the user. Centerseat fails to distribute the data to the user based on the users location with respect to the border positions of the reference destination.

6. Furthermore, the combination of Delorme with Centerseart would fail to teach the limitations of the independent claims as recited.

7. The remaining claims 4-7, 21-26, 30-35 and 37-38 are considered allowable as they depend from the allowable independent claims.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably

Art Unit: 3629

accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Traci L. Casler whose telephone number is 571-272-6809. The examiner can normally be reached on Monday-Thursday 6:00 am-4:30 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, John Weiss can be reached on 571-272-6812. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Traci L Casler/  
Examiner, Art Unit 3629

